

Underground Storage Tank Compliance Form NNEPA Site Code NAV 66  
December 6, 1998 version

Return to: Navajo Nation Environmental Protection Agency  
Underground Storage Tank Program  
P.O. Box 339  
Window Rock, AZ 86515

520/871-7691

**Part A:** In order to verify compliance with both the U.S. Environmental Protection Agency's December 22, 1998 compliance deadline and the Navajo Nation Underground Storage Tank (UST) Act which was signed into law on October 29, 1998, please complete and sign the following form and send the original notarized copy to the Navajo Nation Environmental Protection Agency at the above address by December 31, 1998.

Name of facility Kayenta Mine Owner Peabody Western Coal Company  
Operator Same

1. Does the facility have spill and overfill protection for the currently operating USTs? Not Applicable

Yes \_\_\_\_\_ No \_\_\_\_\_

2. Does the facility have corrosion protection for the currently operating USTs? Not Applicable

Yes \_\_\_\_\_ No \_\_\_\_\_

3. Does the facility meet leak detection requirements for the currently operating UST? Not Applicable

Yes \_\_\_\_\_ No \_\_\_\_\_

4. Can the facility provide proof of financial responsibility for the currently operating USTs if requested? Not Applicable

Yes \_\_\_\_\_ No \_\_\_\_\_

5. We will submit the attached "Aboveground and Underground Storage Tank Information Form" to the Navajo Nation Environmental Protection Agency by January 29, 1999 for all USTs (operating, out-of-service, abandoned).

Yes \_\_\_\_\_ No \_\_\_\_\_ Already submitted X\*

\*See attached amended information form.

Signature Brian P. Anaya

Date 3/24/99

(Section 201.B of the Navajo Nation Underground Storage Tank Act states that "it shall be unlawful for any person to falsify documents or otherwise provide false information to the Director".)

NOTARY PUBLIC SIGNATURE Francis J. J. J.

DATE 3/24/99

(please see Page 2 for further information)

my Commission Expires: 01/25/2000

The Navajo Nation Environmental Protection Agency requests that you complete and submit this notarized form to our office by December 31, 1998 so that you will be able to continue providing petroleum products to consumers after January 1, 1999. Please provide the distributors with a copy of the notarized form and keep one for your records.

**Part B:** Be advised that underground storage tanks which are taken out-of-service must be properly closed in accordance with federal regulations, 40 CFR 280, and the Navajo Nation Underground Storage Tank Act. Indicate the status of those USTs in Part E of this form and on the "*Aboveground and Underground Storage Tank Information Form*".

**Part C:** Your signature below indicates that you understand the following statement: According to the Navajo Nation Underground Storage Tank Act, effective January 1, 1999, "it shall be unlawful for any person to place a regulated substance into an underground storage tank where the owner or operator is not in compliance with all the requirements of this chapter or regulations promulgated hereunder."

Signature Brian P. Dugan Date 3/24/99

**Part D:** Please provide information about your petroleum distributor.

Name of Distributor Dial oil Company

Address P.O. Box 430, Aztec, NM 87410

Phone # (505) 334-7531

**Part E:** Please make comments so that the Underground Storage Tank Program can better understand your situation. (Comments can include elaboration about the information provided on the "*Aboveground and Underground Storage Tank Information Form*" with regards to recent upgrade activities, UST installations, UST removals, UST remedial actions, abandonments, etc. . Or, describe your plans, problems, and potential dates for bringing both your out-of-service and operating USTs into compliance.)

UST'S permanently closed prior to 1995

For more information call the Underground Storage Tank Program at 520/871-7691.